

## OWNERSHIP AND CONTROL

YES NO

9. Are there any documents, instruments, contracts or understandings relating to ownership or future ownership rights (including, but not limited to, non-voting stock interests, beneficial stock ownership interests, options, warrants, debentures)?

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If Yes, provide particulars as Exhibit No. \_\_\_\_\_ .

10. Do documents, instruments, agreements or understandings for the pledge of stock of a corporate applicant, as security for loans or contractual performance, provide that (a) voting rights will remain with the applicant, even in the event of default on the obligation; (b) in the event of default, there will be either a private or public sale of the stock; and (c) prior to the exercise of stockholder rights by the purchaser at such sale, the prior consent of the Commission (pursuant to 47 U.S.C. 310(d)) will be obtained?

☐ N/A ☐

If No, attach as Exhibit No. \_\_\_\_\_ a full explanation.

## Section III

## ASSIGNEE'S FINANCIAL QUALIFICATIONS

1. The applicant certifies that sufficient net liquid assets are on hand or are available from committed sources to consummate the transaction and operate the facilities for three months.
2. The applicant certifies that: (a) it has a reasonable assurance of a present firm intention for each agreement to furnish capital or purchase capital stock by parties to the application, each loan by banks, financial institutions or others, and each purchase of equipment on credit; (b) it can and will meet all contractual requirements as to collateral, guarantees, and capital investment; (c) it has determined that all such sources (excluding banks, financial institutions and equipment manufacturers) have sufficient net liquid assets to meet these commitments.

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**SECTION IV****ASSIGNEE'S PROGRAM SERVICE STATEMENT****FOR AM AND FM APPLICANTS**

1. Attach as Exhibit No. 2 a brief description, in narrative form, of the planned programming service relating to the issues of public concern facing the proposed service area.

**FOR TELEVISION APPLICANTS**

2. Ascertainment of Community Needs.
- A. State in Exhibit No. \_\_\_\_\_ the methods used by the applicant to ascertain the needs and interests of the public served by the station. Such information shall include (1) identification of representative groups, interests and organizations which were consulted and (2) the major communities or areas which applicant principally undertakes to serve.
- B. Describe in Exhibit No. \_\_\_\_\_ the significant needs and interests of the public which the applicant believes its station will serve during the coming license period, including those with respect to national or international matters.
- C. List in Exhibit No. \_\_\_\_\_ typical and illustrative programs or program series (*excluding Entertainment and News*) that applicant plans to broadcast during the coming license period to meet those needs and interests.
3. State the minimum amount of time, between 6:00 a.m. and midnight, the applicant proposes to normally devote each week to the program types listed below (*see definitions in instructions*). Commercial matter, within a program segment, shall be excluded in computing the time devoted to that particular program segment, e.g., a 15-minute news program containing three minutes of commercial matter, shall be computed as a 12-minute news program.

	HOURS	MINUTES	% of TOTAL TIME ON AIR
NEWS	_____	_____	_____
PUBLIC AFFAIRS	_____	_____	_____
ALL OTHER PROGRAMS (Exclusive of Sports and Entertainment)	_____	_____	_____
LOCAL PROGRAMMING	_____	_____	_____

4. State the maximum amount of commercial matter the applicant proposes to allow normally in any 60-minute segments: \_\_\_\_\_
5. State the maximum amount of commercial matter the applicant proposes to allow normally in a 60-minute segment between the hours of 6 p.m. to 11 p.m. (5 p.m. to 10 p.m. Central and Mountain Times): \_\_\_\_\_
- (a) State the number of hourly segments per week this amount is expected to be exceeded, if any: \_\_\_\_\_
6. State in Exhibit No. \_\_\_\_\_, in full detail, the reasons why the applicant would allow the amount of commercial matter stated in Question 4 and 5 above to be exceeded.

**SECTION V**

**ASSIGNEE'S EQUAL EMPLOYMENT OPPORTUNITY PROGRAM**

YES NO

1. Does the applicant propose to employ five or more fulltime employees?

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If the answer is Yes, the applicant must include an EEO program called for in the Model EEO Program. (FCC Form 396-A).

**SECTION VI**

**Part II — Assignee**

**ASSIGNEE'S CERTIFICATION**

The **ASSIGNEE** hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended).

The **ASSIGNEE** acknowledges that all its statements made in this application and attached exhibits are considered material representations, and that all of its exhibits are a material part hereof and are incorporated herein.

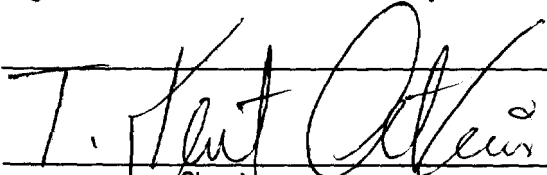
The **ASSIGNEE** represents that this application is not filed by it for the purpose of impeding, obstructing or delaying determination on any other application with which it may be in conflict.

In accordance with Section 1.65 of the Commission's Rules, the **ASSIGNEE** has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in the information furnished.

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.**

I certify that the assignee's statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Signed and dated this 6th day of December 19 88

  
\_\_\_\_\_  
Signature  
\_\_\_\_\_  
President  
\_\_\_\_\_  
Title  
Southwest Educational Media Foundation of Texas,  
Name of Assignee Inc.

**FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT  
AND THE PAPERWORK REDUCTION ACT**

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, accountants, engineers, and application examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 95-579, DECEMBER 31, 1974, 5 U.S.C. 552(e)(3) AND THE PAPERWORK REDUCTION ACT P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

Media Interests and Family Relations

T. Kent Atkins and Mary Helen Atkins are husband and wife.

Southwest Educational Media Foundation of Texas, Inc. ("SEMOFT") is licensee of standard broadcast station KENT, Odessa, TX.

T. Kent Atkins, President of SEMOFT, is the sole principal of Atkins Broadcasting Co., licensee of KRGH-FM, Amarillo, TX.

T. Kent Atkins and Mary Helen Atkins are board members of a non-stock, non-profit corporation known as Southwest Educational Media Foundation, Inc. SWEM is the holder of a construction permit for a non-commercial educational broadcast station at Lake Charles, LA.

T. Kent Atkins and Mary Helen Atkins are board members of a non-stock, non-profit Texas trust known as Caprock Educational Broadcasting Foundation, permittee of KAMY-FM, Lubbock, TX, KDTD-FM, Plainview, TX, and KLMN-FM, Amarillo, TX. The latter station is currently on the air.

Mary Helen Atkins is the licensee of LPTV station K56DF, Amarillo, TX. She has filed a number of LPTV applications some of which have been dismissed due to tenderability defects or denied pursuant to lottery procedures.

Semoft has filed applications for non-commercial FM stations in various communities, including the following: Odessa, TX, Albuquerque, NM, Waco, TX, Post, TX, Lawton, OK, Colleyville, TX, Stanton, TX, San Angelo, TX, and Midland, TX. Certain of these applications were dismissed for tenderability defects. Semoft has requested reconsideration of those dismissals except in the case of San Angelo, TX.

T. Kent Atkins has filed an application for assignment of construction permit for television broadcast station KTHP, Longview, TX. The application is pending.

T. Kent Atkins filed an application for a new FM station in Lawton, OK which was dismissed as a result of a settlement agreement. Mr. Atkins also held a permit for a new FM station in Plainview, TX which was sold.

Caprock has filed an application for a new FM broadcast station in Longview, TX.

Southwest Educational Media Foundation, Inc. was an applicant for new non-commercial FM stations at Phoenix, AZ, Tarpon Springs, FL, Greenville, SC, Birmingham, AL, and Augusta, GA. These applications were dismissed pursuant to a settlement agreement with a competing applicant.

PROGRAMMING

The applicant will treat the problems, needs and interests of its community of license with a well balanced mix of news, public affairs and other special programming.

The applicant will endeavour to be responsive to the needs of its community of license and will insure that controversial issues of public importance will be treated in its Public Affairs programming.

The applicant will also keep abreast of changes in the Commission's Rules and Regulations and make program decisions in accordance with the Rules.